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Gerd Mossakowski

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NORRIS, MCLAUGHLIN & MARCUS

875 THIRD AVE

18TH FLOOR

NEW YORK, NY 10022

EXAMINER

DOAN, KIET M

ART UNIT

PAPER NUMBER

2617

MAIL DATE

DELIVERY MODE

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PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### Office Action Summary

**Application No.**

10/522,520

**Applicant(s)**

MOSSAKOWSKI, GERD

**Examiner**

KIET DOAN

**Art Unit**

2617

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 29 July 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 15-26 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 15-26 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SF/ICE)
- 4) ☐ Interview Summary (PTO-413)
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_
- Paper No(s)/Mail Date \_\_\_\_\_

### DETAILED ACTION

1. This Office Action is response to Applicants Remarks file on 12/18/2008.

#### ***Response to Arguments***

2. Applicant's arguments with respect to Remarks file on 12/18/2008 have been considered but are moot in view of the new ground(s) of rejection.

#### ***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 15, 18, 21, 22, 23 and 25-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Stewart et al. (US 2003/0107648 A1) in view of Ortiz et al. (US 2003/0112354 A1).

Consider **claims 15 and 26**. Stewart teaches a method for video object monitoring with a mobile communication system, wherein for transmitting video data via the mobile communication system a connection is set up between a transmitter provided with a video camera and at least one receiver (Paragraphs [0018-0019], Fig.1 Illustrate surveillance video source 18 transmitting video data and setup between a transmitter provided with a video camera and at least one receive/client device14), the method comprising the steps of

before or while the connection is set up, checking by a device of the mobile communication system if the receiver is authorized to receive video data from the

transmitter (Paragraphs [0019-0020] teach the access module 30 that authenticated/permitting (or not) the client device 14 to received video). **Stewart fails to explicitly teach**

checking that a subscriber relationship (8, 9) of the mobile communication system and/or a temporary IP address is associated with a corresponding transmitter and receiver, wherein the two subscriber relationships and/or the IP addresses are linked in a database of the operator (11) of the mobile communication system, and

checking that an authorization of the receiver for receiving the video data from the transmitter, based on the linked data.

In an analogous art, **Ortiz teaches** checking that a subscriber relationship (8, 9) of the mobile communication system (Paragraph [0071], [0073], [0076], teach handheld device can only decrypted the video data when authorize) and/or a temporary IP address is associated with a corresponding transmitter and receiver, wherein the two subscriber relationships and/or the IP addresses are linked in a database of the operator (11) of the mobile communication system, and

checking that an authorization of the receiver for receiving the video data from the transmitter, based on the linked data (Paragraphs [0058-0059] teach the security module that utilized for security/permit data transmitted from or to handheld device).

Therefor, it would have been obvious at the time that the invention was made to modify Stewart with Ortiz's system such that checking the mobile device authentication when receiving video data in order to provide the security and safe guard when transmitting movie/video to the correct mobile device.

Consider **claim 18**. The combination of Stewart and Ortiz teach the method according to claim 15. Further, Stewart teaches comprising the step of storing routing rules for transmitting video data between the transmitter and receiver in the database (Paragraph [0018-0019]).

Consider **claim 21**. The combination of Stewart and Ortiz teach the method according to claim 15. Further, Stewart teaches comprising the step of setting up a connection or transmitting data only upon a request from the transmitter and/or the receiver (Paragraph [0018-0019], Fig.1 Illustrate and described as set up and transmitted data only upon a request).

Consider **claim 22**. The combination of Stewart and Ortiz teach the method according to claim 15. Further, Stewart teaches comprising the step of setting up a connection or transmitting data between transmitter and receiver only based on a triggering event (Fig.1 Illustrate and described)

Consider **claim 23**. The combination of Stewart and Ortiz teach the method according to claim 15, Further, Ortiz teaches comprising the step of transmitting audio data and/or data from sensors located on the transmitter-side in addition to the video data (Paragraph [0056]).

Consider **claim 25**. The combination of Stewart and Ortiz teach the method according to claim 15. Further, Stewart teaches comprising the step of transmitting the video data in form of transmission protocols that are standardized for use in the mobile communication system (Paragraphs [0021-0022]).

6. Claims 16, 17, 19, 20, 24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Stewart et al. (US 2003/0107648 A1) in view of Ortiz et al. (US 2003/0112354 A1 and further view of Stubbs (US 6,930,994 B1).

Consider **claim 16**. The combination of Stewart and Ortiz teach the method according to claim 15, **but is silent on** comprising steps of storing information about an international mobile subscriber identification (IMSI) and/or a mobile subscriber telephone number (MSISDN) and/or an IP address assigned to the transmitter and the receiver in the database.

In an analogous art, Stubbs teaches comprising steps of storing information about an international mobile subscriber identification (IMSI) and/or a mobile subscriber telephone number (MSISDN) and/or an IP address assigned to the transmitter and the receiver in the database (Col.1, lines 55-65, Fig.1, show switching center 2 wherein storing international mobile subscriber identification (IMSI).

Therefore, it would have been obvious at the time that the invention was made to modify Stewart and Ortiz with Stubbs's system such that storing information about an international mobile subscriber identification (IMSI) in order to improve the controlling data that transmitted to the correct mobile device.

Consider **claim 17**. The combination of Stewart and Ortiz and Stubbs teach the method according to claim 16. Further, Stubbs teaches a step of setting up a connection between transmitter and receiver by dialing the associated mobile subscriber telephone number (MSISDN) or an IP address (Col.6, lines 15-20).

Consider **claim 19**. The combination of Stewart and Ortiz and Stubbs teach the method according to claim 16. Further, Stubbs teaches comprising the step of requiring a corresponding subscriber identification module SIM (5, 6) of the mobile communication system for operating the transmitter and the receiver (Col.8, lines 34-40).

Consider **claim 20**. The combination of Stewart and Ortiz and Stubbs teach the method according to claim 19. Further, Stubbs teaches comprising the step of controlling access to the mobile communication system in the form of an identification and authentication of the transmitter and the receiver based on the data stored on the subscriber identification module (5, 6) (Col.1, lines 60-67, Col.2, lines 1-13).

Consider **claim 24**. The combination of Stewart and Ortiz and Stubbs teach the method according to claim 15. Further, Stubbs teaches comprising the step of implementing the mobile communication system as a GSM or UMTS mobile

communication system (Col.1, lines 40-53).

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to KIET DOAN whose telephone number is (571)272-7863. The examiner can normally be reached on 8am - 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Appiah can be reached on 571-272-7904. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Kiet Doan/  
Examiner, Art Unit 2617

/Charles N. Appiah/  
Supervisory Patent Examiner, Art Unit 2617



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Art Unit: 2617

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